



State of Vermont  
Agency of Human Services  
280 State Drive  
Waterbury, VT 05671-1000

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# Global Commitment Register

March 3, 2017

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GCR 16-113  
FINAL PROPOSED

## **Developmental Disabilities Services Rule Update**

### **Policy Summary:**

The Agency of Human Services (AHS) has filed a final proposed rule with the Office of the Secretary of State (SOS) to amend the *Regulations Implementing the Developmental Disabilities Act of 1996* (DDS Regulations). Every three years the Department of Disabilities, Aging and Independent Living (DAAIL) is required to adopt a plan for the nature, extent, allocation and timing of services that will be provided to people with developmental disabilities and their families. Certain categories of the State System of Care Plan for Developmental Disabilities Services (SOCP) must now be adopted by rule. Those categories are as follows: (1) priorities for continuation of existing programs or development of new programs; (2) criteria for receiving services or funding; (3) type of services provided; and (4) a process for evaluating and assessing the success of programs. These categories will now be incorporated into the existing DDS Regulations.

The final proposed rule is not in effect, but if it is adopted following the full rulemaking process it will supersede the DDS Regulations that were last adopted, following the full rulemaking process, on March 15, 2011.

The Secretary of State final proposed rulemaking website and other additional information can be found below.

### **Effective Date:**

The final proposed rule was filed with the Secretary of State on March 3, 2017. The rule will not become effective until the administrative rulemaking process is complete.

### **Authority/Legal Basis:**

18 V.S.A. § 8725, Act 140 (2014); and 18 V.S.A. § 8726

### **Population Affected:**

Medicaid beneficiaries receiving Developmental Disabilities Services.

**Fiscal Impact:**

No fiscal impact is anticipated as a result of incorporating those categories set forth in 18 V.S.A. § 8725 into the existing DDS Regulations.

**Public Comment Period:**

Public hearings were held on December 14 & 15, 2016. The public comment period ended December 30, 2016.

[Public comments and responses](#) are available here.

**Additional information:**

The SOS references this proposed rulemaking on its website as Rule 16P070. The [final proposed rule is available on the SOS website](#).

The DDS Regulations that are currently in effect are available on the [DAIL website](#).

To get [more information about the rulemaking process](#), see the website of the Office of the Secretary of State.